

231047

LAW OFFICES OF
LOUIS E. GITOMER, LLC.

LOUIS E. GITOMER
Lou@lgraillaw.com

MELANIE B. YASBIN
Melanie@lgraillaw.com
410-296-2225

600 BALTIMORE AVENUE, SUITE 301
TOWSON, MARYLAND 21204-4022
(410) 296-2250 • (202) 466-6532
FAX (410) 332-0885

October 4, 2011

Ms. Cynthia T. Brown
Chief of the Section of Administration, Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington, D. C. 20423

ENTERED
Office of Proceedings

OCT 04 2011

Part of
Public Record

RE: Docket No. AB-55 (Sub-No. 701X), *CSX Transportation, Inc. -
Abandonment Exemption-in Vigo County, IN*

EXPEDITED HANDLING REQUESTED

Dear Ms. Brown:

CSX Transportation, Inc. ("CSXT") responds to the request from Vigo County and requests and extension of the consummation date for the above-entitled abandonment.

On April 20, 2010, CSXT filed with the Surface Transportation Board (the "Board") a petition for exemption to abandon a 3.71-mile rail line on its Southern Region, Nashville Division, CE&D Subdivision, between milepost QST 1.42 (Park Street) and milepost QST 5.13 (Spring Hill), in Terre Haute, Vigo County, Ind. (the "Line"). The Board granted the abandonment. *CSX Transportation, Inc. - Abandonment Exemption-in Vigo County, IN*, Docket No. AB-55 (Sub-No. 701X) (STB served August 16, 2010) (the "*August Decision*").

CSXT consummated the abandonment of the 1.35-mile portion of the Line between railroad milepost QST 1.42 (Park Street) and QST 2.77 (Helen Avenue) in the city of Terre Haute, Vigo County, IN, and reclassified that portion of the Line as excepted track under 49 U.S.C. §10906.

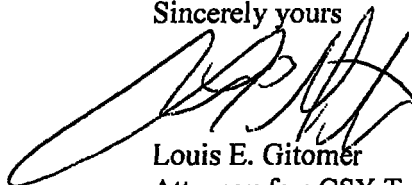
In the *August Decision*, the Board authorized the negotiation of interim trail use/rail banking by the City of Terre Haute for 1.21 miles of the line between milepost QST 2.77 (Helen Avenue) and milepost QST 3.98 (14th ½ Street) (the "Terre Haute Line"), and by Vigo County is for the remaining 1.15 miles of the line between milepost QST 3.98 (14th ½ Street) and milepost QST 5.13 (Springhill Drive) (the "Vigo Line"). The negotiating period was extended until August 13, 2011. *CSX Transportation, Inc. - Abandonment Exemption-in Vigo County, IN*, Docket No. AB-55 (Sub-No. 701X) (STB served May 3, 2011).

Ms. Cynthia T. Brown
October 4, 2011

On September 26, 2011, Vigo County requested an extension of time to continue negotiations for the Vigo Line. CSXT agrees to the extension of the negotiating period for 180 days from the date of this letter until April 2, 2012, with the consummation date being extended to June 1, 2012 pursuant to 49 CFR 1152.29(e)(2). CSXT has been advised that the City of Terre Haute will file a request for an extension of time to continue negotiations for the Terre Haute Line. Because the consummation date is scheduled to expire on October 12, 2011, in an abundance of caution, CSXT respectfully requests an extension of the consummation date for the Terre Haute Line until June 1, 2012, so that the City of Terre Haute will have time to file its extension request, CSXT will be able to respond, and the Board will be able to grant the extension, all in an orderly process.

CSXT is e-filing this letter. If you have any questions please call or email me.

Sincerely yours

A handwritten signature in black ink, appearing to read 'L. Gitomer', written over a horizontal line.

Louis E. Gitomer
Attorney for: CSX Transportation, Inc.

Cc: Vigo County
 City of Terre Haute